

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY MAY 28, 2003
AT 7:00 P.M.

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MICHIGAN 48042

PRESENT: JOHN D. BRENNAN, SUPERVISOR
MICHAEL D. KOEHS, CLERK
MARIE MALBURG, TREASURER
TRUSTEES: JANET DUNN
DINO F. BUCCI, JR.
CHARLES OLIVER

ABSENT: KENNETH MEERSCHAERT, JR.

Also in attendance: Robert Siebert, Township Attorney
Jerome R. Schmeiser, Community Planning Consultant
James Van Tiflin, Project Manager for Spalding DeDecker &
Associates.
(Additional attendance record on file with Clerk)

Call Meeting to Order

1. Roll Call

Clerk KOEHS called the Roll Call. Trustee Member Meerschaert, Jr. not present.

MOTION by BUCCI seconded by OLIVER to refrain calling Trustee Member Kenneth Meerschaert, Jr. name for all future motions.

MOTION carried.

2. PLEDGE OF ALLEGIANCE

3. Recognition of Fire Fighters

Ray Ahonen, Fire Department Chief reviewed the April 15, 2003 house fire incident located on 26 Mile Road east of Romeo Plank Road. Recognizing the actions of Sergeant Michael O'Lear, and Fire Fighter David Nowak from the Macomb Township Fire Department and Fire Fighter Lyle Edwards of Ray Township. Clerk KOEHS presented awards to the fire fighters.

4. Approval of Agenda Items (with any addendums)

MOTION by BUCCI seconded by DUNN to approve the agenda as amended.

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MOTION carried.

5. Approval of Bills

MOTION by DUNN seconded by OLIVER to approve the Bill run as submitted.

MOTION carried.

6. Request to rescind a motion and approve the meeting minutes.

The request to rescind motions was tabled to the next Board Meeting.

MOTION by DUNN seconded by OLIVER to approve the meeting minutes of May 14, 2003 as submitted.

MOTION carried.

7. Department Monthly Reports
- a. Macomb County Sheriffs Department
 - b. Building Department
 - c. Fire Department
 - d. Water/Sewer Department
 - e. Parks and Recreation Department

MOTION by OLIVER seconded by KOEHS to approve the Department Monthly Reports as a consent agenda item.

MOTION carried.

8. Public Comments (Non Agenda items only - 3 minute time limit)

Bill McGee residing at 17405 Muirfield Drive representing Country Club Village of the North. Mr. McGee expressed his concerns with the property located on Invitational Drive.

PLANNING COMMISSION:

9. Rezoning; Agricultural (AG) to Residential Urban One Family (R-1); Located on the south side of 24 Mile Road approximately $\frac{3}{4}$ mile east of Romeo Plank Road; Elro Corporation, Petitioner. Permanent Parcel No.08-16-100-006.

Jerome R. Schmeiser, Community Planning Consultant reviewed the request.
Public Portion: Dan Parker Township resident stated his concerns pertaining to the future size of the homes, the price range of the homes and held further discussion with

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Supervisor BRENNAN concerning the rezoning. Kevin Karwowicz Township resident reviewed several of his concerns regarding the Township development growth, Population concerns, The Township Master Plan, Rezoning Requests, Ordinance Officer concerns, and the future of Macomb Township with supervisor John D. Brennan.

Petitioner: Richard Schoenherr representative from Elro Corporation present.

MOTION by BUCCI seconded by MALBURG to approve the Rezoning; Agricultural (AG) to Residential Urban One Family (R-1); Located on the south side of 24 Mile Road approximately ¾ mile east of Romeo Plank Road; Elro Corporation, Petitioner. Permanent Parcel No.08-16-100-006.

MOTION carried.

10. Tentative Preliminary Plat; Chelsea Court; Located south of 22 Mile Road approximately ½ mile west of Heydenreich Road; Palazzolo Brothers Classic Services, Petitioner. Permanent Parcel No. 08-28-200-013.

Jerome R. Schmeiser, Community Planning Consultant reviewed the request.

Public Portion: None.

Petitioner: Sam Palazzolo present.

MOTION by KOEHS seconded by DUNN to approve the Tentative Preliminary Plat; Chelsea Court; Located south of 22 Mile Road approximately ½ mile west of Heydenreich Road; Palazzolo Brothers Classic Services, Petitioner. Permanent Parcel No. 08-28-200-013, contingent upon an 8 foot pathway and a 20 foot landscape area is installed on 22 Mile Road and that a construction access road is built and used from 22 Mile Road.

MOTION carried.

11. Temporary Sales Trailer; Sycamore Estates Subdivision; Located on the southeast corner of Card Road and 22 Mile Road. Pulte Homes, Petitioner. Permanent Parcel No. 08-26-100-001.

Jerome R. Schmeiser, Community Planning Consultant and Supervisor Brennan reviewed the request for agenda item nos. 11 & 12.

Public Portion: None.

Petitioner: Ben Widman Pulte Home representative present. Mr. Widman held further discussion with Supervisor Brennan concerning the procedure process.

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MOTION by KOEHS seconded by DUNN to table per the petitioners request the Temporary Sales Trailer; Sycamore Estates Subdivision; Located on the southeast corner of Card Road and 22 Mile Road. Pulte Homes, Petitioner. Permanent Parcel No. 08-26-100-001 and the request for Temporary Construction Trailer for Sycamore Estates Subdivision; Located on the southeast corner of Card Road and 22 Mile Road; Pulte Homes, Petitioner. Permanent Parcel No. 08-26-100-001.

MOTION carried.

12. Temporary Construction Trailer for Sycamore Estates Subdivision; Located on the southeast corner of Card Road and 22 Mile Road; Pulte Homes, Petitioner. Permanent Parcel No. 08-26-100-001.

Tabled per the petitioners request. *Refer to Agenda Item No 11 Motion.*

13. **NEW BUSINESS:**

- 13A. The Rivers Subdivision; Compliance Regulations Code Issues.

Supervisor Brennan held further discussion regarding the property located at 16196 Clinton Avenue. Mr. Brennan reviewed the letter dated May 8, 2003 concerning the Township Compliance of Regulations Codes. Mr. Brennan addressed the issues with the necessary officials for review of the site. Mr. Brennan stated that the individuals that reside at 16196 Clinton Avenue are in compliance with the Township Regulations Codes.

Public Portion: None.

Petitioner: Not present.

No action taken. Informational only.

- 13B. Request to Adopt Resolution No 1; Special Assessment District; Retention Basin; The Bluffs of Beaufait Farms Subdivision.

Supervisor BRENNAN reviewed the request.

Public Portion: None.

Petitioner: Larry Scott 12900 Hall Road Sterling Heights Suite 350 present.

MOTION by DUNN seconded by BUCCI to approve the Request to Adopt Resolution No 1; Special Assessment District; Retention Basin; The Bluffs of Beaufait Farms Subdivision and schedule the Public Hearing Date for June 25, 2003.

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MOTION carried.

14. **OLD BUSINESS:** None.

15. **BUILDING DEPARTMENT:** None.

16. **FIRE DEPARTMENT:** None.

16A. Request permission to have breathing apparatus tested.

Ray Ahonen, Township Fire Department Chief reviewed the request.

MOTION by DUNN seconded by MALBURG to approve Apollo Fire Equipment for the testing of the breathing apparatus total cost of Two Thousand Forty Dollars and 00/100 (\$2,040.00).

MOTION carried.

16B. Request permission to renew the Dictaphone Service Contract

Ray Ahonen, Township Fire Department Chief reviewed the request.

MOTION by OLIVER seconded by DUNN to approve the request to renew the Dictaphone Service Contract total cost of Two Thousand Three Hundred Twenty Two Dollars and 48/100 (\$2,322.48).

MOTION carried.

16C. Informational Comments

Ray Ahonen, Township Fire Department Chief reviewed the Chesterfield Township Police Department Letter Dated April 28, 2003 and the Boy Scout troop 90 Letter dated April 5, 2003.

No action taken. Informational Only.

Addition

16D. Purchase Requisition Request

Ray Ahonen, Fire Department Chief reviewed the request.

MOTION by DUNN seconded by OLIVER to grant permission to order the heavy equipment to equip the heavy rescue as discussed. Total cost of Thirty Three Thousand dollars and 00/100 (\$33,000.00) as submitted.

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MOTION carried.

17. PARKS AND RECREATION: None.

18. WATER/SEWER DEPARTMENT:

18A. Easement Encroachment Agreement, Patrick B. & Sandra L. Lotan, 47775 Baert Drive, Macomb, MI 48044, Lot 29, Carleton Place.

Davis Koss, Water and Sewer Department Superintendent reviewed the request.

MOTION by BUCCI seconded by KOEHS to approve the Easement Encroachment Agreement, Patrick B. & Sandra L. Lotan, 47775 Baert Drive, Macomb, MI 48044, Lot 29, Carleton Place. Permanent Parcel No. 08-27-446-008.

MOTION carried.

18B. Easement Encroachment Agreement, Steven C. & Laura G. Riddoch, 19825 DeMil Drive, Macomb, MI 48044, Lot 159, Koss Farms Subdivision.

Davis Koss, Water and Sewer Department Superintendent reviewed the request.

MOTION by KOEHS seconded MALBURG to approve the Easement Encroachment Agreement, Steven C. & Laura G. Riddoch, 19825 DeMil Drive, Macomb, MI 48044, Lot 159, Koss Farms Subdivision. Permanent Parcel No. 08-21-206-038.

MOTION carried.

18C. Sanitary Sewer Variance Request, 22525 Hall Road, RCM Properties L.L.C. Petitioner.

Davis Koss, Water and Sewer Department Superintendent and James Van Tiflin, Project Manager for Spalding DeDecker & Associates reviewed the request.

MOTION by KOEHS seconded by BUCCI to approve the Sanitary Sewer Variance Request, 22525 Hall Road, RCM Properties L.L.C. Petitioner. This motion is based upon the following conditions: adhering to the recommendations of Spalding DeDecker and Associates as stated in their letter dated May 20, 2003 as follows:

- Exhibit "A", which is referenced in the first paragraph of the document, is not attached.

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- The “Clinton River” that is referenced in paragraph #1 should be more accurately described as the “North Branch of the Clinton River”.
- Paragraph #2 should be revised to state that the owner agrees to install a sanitary sewer across the entire Hall Road frontage of this site and dedicate the necessary easements within 60 days of the MDEQ State Construction Permit being issued for this sewer. It should also state that engineering plans will be prepared immediately upon the request of Macomb Township for the permitting process.
- This approval is also contingent upon the review and approval by Lawrence Dloski, Township Attorney.

MOTION carried.

- 18D. Approval of Purchase Requisitions:
- SLC Meter Service

Davis Koss, Water and Sewer Department Superintendent reviewed the request.

MOTION by DUNN seconded by KOEHS to approve the purchase requisition request through the SLC Meter Services total cost of Fifty Three Thousand Six Hundred Sixty Two Dollars and 87/100 (\$53,662.87) as submitted.

MOTION carried.

Addition:

- 18E. Sheriff Department Correspondence.

David Koss, Water and Sewer Department Superintendent reviewed the letter dated May 26, 2003 addressed to Sheriff Mark Hackel to commend all of their officers and staff for their professionalism in helping the Water and Sewer Department with the Water Main Fire Hydrant break located on 22 Mile Road as well as for all the numerous occasions they helped with the traffic in the Township in the past.

19. SUPERVISOR COMMENTS:

Addition

- 19A. Discussion of the Michigan Township Association (MTA) 50th Celebration and request to renew the annual dues.

MOTION by OLIVER seconded by KOEHS to approve the annual dues covering July 1, 2003 through June 30, 2004 total cost of Four Thousand Eight Hundred and Forty Seven dollars and 38/100 (\$4,847.38).

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MOTION carried.

Addition

19B. Request to hire position discussed

Supervisor BRENNAN reviewed the request.

MOTION by KOEHS seconded by OLIVER to hire John Dufresne for the Utility Position within the Macomb Township Water and Sewer Department as discussed. This motion is contingent upon approval of the required tests. Supervisor BRENNAN stated that the required physical testing has been completed and was approved.

MOTION carried.

20. CLERK COMMENTS:

Addition

20A. Resolution Honoring Eagle Scouts.

Clerk KOEHS awarded Charles Timothy Johnson and Timothy Zimmerman with the Resolution Honoring Eagle Scouts.

MOTION by OLIVER seconded by MALBURG to administratively declare Friday, May 30, 2003 Charles Timothy Johnson Day and Saturday May 31, 2003 Timothy Zimmerman Day in the Township of Macomb the resolutions are as follows:

*Resolution Honoring
Eagle Scout
Charles Timothy Johnson*

At a regular scheduled meeting of the Board of Trustees of the Township of Macomb, County of Macomb, State of Michigan held in the Township Hall in said Township of the 28th day of May, 2003 at 7:00P.M. the following preamble and resolution were offered by member Oliver and supported by member Malburg.

Whereas, Charles Timothy Johnson started his scouting career with Pack 381 at the Fox Elementary School in 1996, During which time he received his Arrow of Light and the Parvuli Dei Award; and,

Whereas, Charles Timothy Johnson continued his scouting career with Boy Scout Troop 248 where he has distinguished himself by earning thirty-five merit badges; and,

Whereas, Charles Timothy Johnson has served as Chaplain's Aide, Assistant Senior Patrol Leader, Patrol Leader, Troop Guide and Senior Patrol Leader; and

Whereas, Charles Timothy Johnson is an Honor Student at Dakota High School and by his own actions and high moral standards has made himself a role model to other scouts and his peers.

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Now Therefore By it Resolved, by the Board of Trustees of the Township of Macomb, County of Macomb, Michigan speaking on behalf of all Macomb Township Citizens as follows:

That by These Present, the Macomb Township Trustees recognize the dedication, commitment and personal sacrifices Charles Timothy Johnson has made to obtain the rank of Eagle Scout; and,

Be It Further Resolved, that the Macomb Township Board of Trustees hereby commends and publicly extends its congratulations to Charles Timothy Johnson on his elevation to Eagle Scout and furthers extends its best wishes to Charles in his future endeavors;

Now Therefore, the Macomb Township Board of Trustees hereby proclaims,

*Friday, May 30, 2003
Charles Timothy Johnson Day
In
Macomb Township*

*For this Resolution: Supervisor John D. Brennan, Clerk Michael D. Koehs,
Treasurer Marie Malburg, Trustees Dino F. Bucci Jr.,
Janet Dunn, and Charles Oliver.*

John D. Brennan, Supervisor

Michael D. Koehs, Clerk

*Resolution Honoring
Eagle Scout
Timothy Zimmerman*

At a regular scheduled meeting of the Board of Trustees of the Township of Macomb, County of Macomb, State of Michigan held in the Township Hall in said Township on the 28th day of May, 2003 at 7:00P.M. the following preamble and resolution were offered by member Oliver and supported by member Malburg .

Whereas, Timothy Zimmerman started his scouting career with Pack 381 at the Fox Elementary School in 1996, during which time he received his Arrow of Light and the Parvuli Dei Award; and,

Whereas, Timothy Zimmerman continued his scouting career with Boy Scout Troop 248 where he has distinguished himself by earning thirty-five merit badges; and,

Whereas, Timothy Zimmerman has served as Chaplain's Aide, Assistant Senior Patrol Leader, Patrol Leader, Troop Guide and Senior Patrol Leader; and

Whereas, Timothy Zimmerman is an Honor Student at Dakota High School and by his own actions and high moral standards has made himself a role model to other scouts and his peers.

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Now Therefore Be it Resolved, by the Board of Trustees of the Township of Macomb, County of Macomb, Michigan speaking on behalf of all Macomb Township Citizens as follows:

That by These Present, the Macomb Township Trustees recognizes the dedication, commitment and personal sacrifices Timothy Zimmerman has made to obtain the rank of Eagle Scout; and,

Be It Further Resolved, that the Macomb Township Board of Trustees hereby commends and publicly extends its congratulations to Timothy Zimmerman on his elevation to Eagle Scout and furthers extends its best wishes to Timothy in his future endeavors;

Now Therefore, the Macomb Township Board of Trustees hereby proclaims,

*Saturday, May 31, 2003
Timothy Zimmerman Day
In
Macomb Township*

*For this Resolution: Supervisor John D. Brennan, Clerk Michael D. Koehs,
Treasurer Marie Malburg, Trustees Dino F. Bucci Jr.,
Janet Dunn, and Charles Oliver.*

John D. Brennan, Supervisor

Michael D. Koehs, Clerk

MOTION carried.

21. **TREASURERS COMMENTS:** None.

22. **TRUSTEES COMMENTS:** None.

ADJOURNMENT

MOTION by DUNN seconded by KOEHS to adjourn the meeting at 7:57 P.M.

MOTION carried.

Respectfully,

John D. Brennan, Supervisor

Michael D. Koehs, Clerk
Gabrielle M. Baker, Recording Secretary
MDK/gmb